

Senate File 2412

S-5281

1 Amend Senate File 2412 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. 2017 Iowa Acts, chapter 167, section 27, is
5 amended to read as follows:

6 SEC. 27. DEPARTMENT OF JUSTICE.

7 1. There is appropriated from the general fund of the state
8 to the department of justice for the fiscal year beginning July
9 1, 2018, and ending June 30, 2019, the following amounts, or
10 so much thereof as is necessary, to be used for the purposes
11 designated:

12 a. For the general office of attorney general for salaries,
13 support, maintenance, and miscellaneous purposes, including
14 the prosecuting attorneys training program, matching funds
15 for federal violence against women grant programs, victim
16 assistance grants, office of drug control policy prosecuting
17 attorney program, and odometer fraud enforcement, and for not
18 more than the following full-time equivalent positions:

19	\$	3,336,154
20		<u>6,511,705</u>
21	FTEs	215.00

22 As a condition of receiving the appropriation provided
23 in this lettered paragraph, the department of justice shall
24 maintain a record of the estimated time incurred representing
25 each agency or department.

26 b. For victim assistance grants:

27	\$	2,508,354
28		<u>5,016,708</u>

29 The moneys appropriated in this lettered paragraph shall be
30 used to provide grants to care providers providing services to
31 crime victims of domestic abuse or to crime victims of rape and
32 sexual assault.

33 The balance of the victim compensation fund established
34 in [section 915.94](#) may be used to provide salary and support
35 of not more than 24.00 full-time equivalent positions and to

1 provide maintenance for the victim compensation functions
2 of the department of justice. In addition to the full-time
3 equivalent positions authorized pursuant to this paragraph,
4 5.00 full-time equivalent positions are authorized and shall
5 be used by the department of justice to employ one accountant
6 and four program planners. The department of justice may
7 employ the additional 5.00 full-time equivalent positions
8 authorized pursuant to this paragraph that are in excess of the
9 number of full-time equivalent positions authorized only if
10 the department of justice receives sufficient federal moneys
11 to maintain employment for the additional full-time equivalent
12 positions during the current fiscal year. The department
13 of justice shall only employ the additional 5.00 full-time
14 equivalent positions in succeeding fiscal years if sufficient
15 federal moneys are received during each of those succeeding
16 fiscal years.

17 The department of justice shall transfer at least \$150,000
18 from the victim compensation fund established in [section 915.94](#)
19 to the victim assistance grant program.

20 Notwithstanding [section 8.33](#), moneys appropriated in this
21 paragraph "b" that remain unencumbered or unobligated at the
22 close of the fiscal year shall not revert but shall remain
23 available for expenditure for the purposes designated until the
24 close of the succeeding fiscal year.

25 c. For legal services for persons in poverty grants as
26 provided in [section 13.34](#):

27 \$ ~~1,152,301~~
28 2,304,601

29 2. a. The department of justice, in submitting budget
30 estimates for the fiscal year commencing July 1, 2019, pursuant
31 to [section 8.23](#), shall include a report of funding from sources
32 other than amounts appropriated directly from the general fund
33 of the state to the department of justice or to the office of
34 consumer advocate. These funding sources shall include but
35 are not limited to reimbursements from other state agencies,

1 commissions, boards, or similar entities, and reimbursements
2 from special funds or internal accounts within the department
3 of justice. The department of justice shall also report actual
4 reimbursements for the fiscal year commencing July 1, 2017,
5 and actual and expected reimbursements for the fiscal year
6 commencing July 1, 2018.

7 b. The department of justice shall include the report
8 required under paragraph "a", as well as information regarding
9 any revisions occurring as a result of reimbursements actually
10 received or expected at a later date, in a report to the
11 co-chairpersons and ranking members of the joint appropriations
12 subcommittee on the justice system and the legislative services
13 agency. The department of justice shall submit the report on
14 or before January 15, 2019.

15 3. a. The department of justice shall fully reimburse
16 the costs and necessary related expenses incurred by the Iowa
17 law enforcement academy to continue to employ one additional
18 instructor position who shall provide training for ~~domestic~~
19 ~~abuse and~~ human trafficking-related issues throughout the
20 state.

21 b. The department of justice shall obtain the moneys
22 necessary to reimburse the Iowa law enforcement academy to
23 employ such an instructor from unrestricted moneys from either
24 the victim compensation fund established in [section 915.94](#), the
25 human trafficking victim fund established in [section 915.95](#), or
26 the human trafficking enforcement fund established in 2015 Iowa
27 Acts, chapter 138, section 141.

28 Sec. 2. 2017 Iowa Acts, chapter 167, section 28, is amended
29 to read as follows:

30 SEC. 28. OFFICE OF CONSUMER ADVOCATE. There is appropriated
31 from the department of commerce revolving fund created in
32 section 546.12 to the office of consumer advocate of the
33 department of justice for the fiscal year beginning July 1,
34 2018, and ending June 30, 2019, the following amount, or so
35 much thereof as is necessary, to be used for the purposes

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1 designated:

2 For salaries, support, maintenance, and miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:

5	\$	1,568,794
6		<u>3,137,588</u>
7	FTEs	22.00

8 Sec. 3. 2017 Iowa Acts, chapter 167, section 29, is amended
9 to read as follows:

10 SEC. 29. DEPARTMENT OF CORRECTIONS — FACILITIES.

11 1. There is appropriated from the general fund of the state
12 to the department of corrections for the fiscal year beginning
13 July 1, 2018, and ending June 30, 2019, the following amounts,
14 or so much thereof as is necessary, to be used for the purposes
15 designated:

16 a. For the operation of the Fort Madison correctional
17 facility, including salaries, support, maintenance, and
18 miscellaneous purposes:

19	\$	21,359,525
20		<u>41,079,882</u>

21 b. For the operation of the Anamosa correctional facility,
22 including salaries, support, maintenance, and miscellaneous
23 purposes:

24	\$	16,413,582
25		<u>32,164,148</u>

26 c. For the operation of the Oakdale correctional facility,
27 including salaries, support, maintenance, and miscellaneous
28 purposes:

29	\$	29,745,767
30		<u>60,314,427</u>

31 d. For the operation of the Newton correctional facility,
32 including salaries, support, maintenance, and miscellaneous
33 purposes:

34	\$	13,830,610
35		<u>28,061,220</u>

1 e. For the operation of the Mount Pleasant correctional
2 facility, including salaries, support, maintenance, and
3 miscellaneous purposes:
4 \$ ~~12,338,207~~
5 25,526,413

6 f. For the operation of the Rockwell City correctional
7 facility, including salaries, support, maintenance, and
8 miscellaneous purposes:
9 \$ ~~4,860,229~~
10 10,458,861

11 g. For the operation of the Clarinda correctional facility,
12 including salaries, support, maintenance, and miscellaneous
13 purposes:
14 \$ ~~12,542,703~~
15 24,780,950

16 Moneys received by the department of corrections as
17 reimbursement for services provided to the Clarinda youth
18 corporation are appropriated to the department and shall be
19 used for the purpose of operating the Clarinda correctional
20 facility.

21 h. For the operation of the Mitchellville correctional
22 facility, including salaries, support, maintenance, and
23 miscellaneous purposes:
24 \$ ~~11,197,045~~
25 22,594,090

26 i. For the operation of the Fort Dodge correctional
27 facility, including salaries, support, maintenance, and
28 miscellaneous purposes:
29 \$ ~~14,883,498~~
30 29,660,231

31 j. For reimbursement of counties for temporary confinement
32 of prisoners, as provided in sections 901.7, 904.908, and
33 906.17, and for offenders confined pursuant to section 904.513:
34 \$ ~~787,546~~
35 1,575,092

1 k. For federal prison reimbursement, reimbursements for
 2 out-of-state placements, and miscellaneous contracts:
 3 \$ ~~242,206~~
 4 484,411

5 2. The department of corrections shall use moneys
 6 appropriated in subsection 1 to continue to contract for the
 7 services of a Muslim imam and a Native American spiritual
 8 leader.

9 Sec. 4. 2017 Iowa Acts, chapter 167, section 30, is amended
 10 to read as follows:

11 SEC. 30. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

12 There is appropriated from the general fund of the state to the
 13 department of corrections for the fiscal year beginning July
 14 1, 2018, and ending June 30, 2019, the following amounts, or
 15 so much thereof as is necessary, to be used for the purposes
 16 designated:

17 1. For general administration, including salaries and the
 18 adjustment of salaries throughout the department, support,
 19 maintenance, employment of an education director to administer
 20 a centralized education program for the correctional system,
 21 and miscellaneous purposes:

22 \$ ~~2,576,953~~
 23 9,933,851

24 a. It is the intent of the general assembly that each
 25 lease negotiated by the department of corrections with a
 26 private corporation for the purpose of providing private
 27 industry employment of inmates in a correctional institution
 28 shall prohibit the private corporation from utilizing inmate
 29 labor for partisan political purposes for any person seeking
 30 election to public office in this state and that a violation
 31 of this requirement shall result in a termination of the lease
 32 agreement.

33 b. It is the intent of the general assembly that as a
 34 condition of receiving the appropriation provided in this
 35 subsection the department of corrections shall not enter into

1 a lease or contractual agreement pursuant to [section 904.809](#)
2 with a private corporation for the use of building space for
3 the purpose of providing inmate employment without providing
4 that the terms of the lease or contract establish safeguards to
5 restrict, to the greatest extent feasible, access by inmates
6 working for the private corporation to personal identifying
7 information of citizens.

8 2. For educational programs for inmates at state penal
9 institutions:

10 \$ ~~1,304,055~~
11 2,608,109

12 a. To maximize the funding for educational programs,
13 the department shall establish guidelines and procedures to
14 prioritize the availability of educational and vocational
15 training for inmates based upon the goal of facilitating an
16 inmate's successful release from the correctional institution.

17 b. The director of the department of corrections may
18 transfer moneys from Iowa prison industries and the canteen
19 operating funds established pursuant to [section 904.310](#), for
20 use in educational programs for inmates.

21 c. Notwithstanding [section 8.33](#), moneys appropriated in
22 this subsection that remain unobligated or unexpended at the
23 close of the fiscal year shall not revert but shall remain
24 available to be used only for the purposes designated in this
25 subsection until the close of the succeeding fiscal year.

26 3. For the development of the Iowa corrections offender
27 network (ICON) data system:

28 \$ ~~1,000,000~~
29 2,000,000

30 4. For offender mental health and substance abuse
31 treatment:

32 \$ ~~14,033~~
33 28,065

34 ~~5. For department-wide duties, including operations, costs,~~
35 ~~and miscellaneous purposes:~~

1 ~~648,947~~

2 Sec. 5. 2017 Iowa Acts, chapter 167, section 31, is amended
3 to read as follows:

4 SEC. 31. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
5 SERVICES.

6 1. There is appropriated from the general fund of the state
7 to the department of corrections for the fiscal year beginning
8 July 1, 2018, and ending June 30, 2019, for salaries, support,
9 maintenance, and miscellaneous purposes, the following amounts,
10 or so much thereof as is necessary, to be used for the purposes
11 designated:

12 a. For the first judicial district department of
13 correctional services:
14 \$ ~~7,318,383~~
15 14,786,766

16 It is the intent of the general assembly that the first
17 judicial district department of correctional services maintain
18 the drug courts operated by the district department.

19 b. For the second judicial district department of
20 correctional services:
21 \$ ~~5,691,870~~
22 11,433,739

23 It is the intent of the general assembly that the second
24 judicial district department of correctional services establish
25 and maintain two drug courts to be operated by the district
26 department.

27 c. For the third judicial district department of
28 correctional services:
29 \$ ~~3,583,979~~
30 7,167,957

31 d. For the fourth judicial district department of
32 correctional services:
33 \$ ~~2,789,961~~
34 5,679,922

35 e. For the fifth judicial district department of

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1 correctional services, including funding for electronic
 2 monitoring devices for use on a statewide basis:
 3 \$ ~~10,428,970~~
 4 21,557,940

5 It is the intent of the general assembly that the fifth
 6 judicial district department of correctional services maintain
 7 the drug court operated by the district department.

8 f. For the sixth judicial district department of
 9 correctional services:
 10 \$ ~~7,356,583~~
 11 14,713,165

12 It is the intent of the general assembly that the sixth
 13 judicial district department of correctional services maintain
 14 the drug court operated by the district department.

15 g. For the seventh judicial district department of
 16 correctional services:
 17 \$ ~~3,888,671~~
 18 7,777,341

19 It is the intent of the general assembly that the seventh
 20 judicial district department of correctional services maintain
 21 the drug court operated by the district department.

22 h. For the eighth judicial district department of
 23 correctional services:
 24 \$ ~~4,042,261~~
 25 8,084,521

26 2. Each judicial district department of correctional
 27 services, within the funding available, shall continue programs
 28 and plans established within that district to provide for
 29 intensive supervision, sex offender treatment, diversion of
 30 low-risk offenders to the least restrictive sanction available,
 31 job development, and expanded use of intermediate criminal
 32 sanctions.

33 3. Each judicial district department of correctional
 34 services shall provide alternatives to prison consistent with
 35 chapter 901B. The alternatives to prison shall ensure public

1 safety while providing maximum rehabilitation to the offender.
2 A judicial district department of correctional services may
3 also establish a day program.

4 4. The governor's office of drug control policy shall
5 consider federal grants made to the department of corrections
6 for the benefit of each of the eight judicial district
7 departments of correctional services as local government
8 grants, as defined pursuant to federal regulations.

9 5. The department of corrections shall continue to contract
10 with a judicial district department of correctional services to
11 provide for the rental of electronic monitoring equipment which
12 shall be available statewide.

13 6. The public safety assessment shall not be utilized
14 in pretrial hearings when determining whether to detain or
15 release a defendant before trial, and the use of the public
16 safety assessment pilot program shall be terminated as of the
17 effective date of this subsection, until such time the use of
18 the public safety assessment has been specifically authorized
19 by the general assembly.

20 Sec. 6. 2017 Iowa Acts, chapter 167, section 36, is amended
21 to read as follows:

22 SEC. 36. IOWA LAW ENFORCEMENT ACADEMY.

23 1. There is appropriated from the general fund of the
24 state to the Iowa law enforcement academy for the fiscal year
25 beginning July 1, 2018, and ending June 30, 2019, the following
26 amount, or so much thereof as is necessary, to be used for the
27 purposes designated:

28 For salaries, support, maintenance, and miscellaneous
29 purposes, including jailer training and technical assistance,
30 and for not more than the following full-time equivalent
31 positions:

32	\$	477,378
33		<u>971,341</u>
34	FTEs	25.00
35		<u>26.00</u>

1 The Iowa law enforcement academy may temporarily exceed and
2 draw more than the amount appropriated in this subsection and
3 incur a negative cash balance as long as there are receivables
4 equal to or greater than the negative balance and the amount
5 appropriated in this subsection is not exceeded at the close
6 of the fiscal year.

7 2. The Iowa law enforcement academy may select at least
8 five automobiles of the department of public safety, division
9 of state patrol, prior to turning over the automobiles to
10 the department of administrative services to be disposed
11 of by public auction, and the Iowa law enforcement academy
12 may exchange any automobile owned by the academy for each
13 automobile selected if the selected automobile is used in
14 training law enforcement officers at the academy. However, any
15 automobile exchanged by the academy shall be substituted for
16 the selected vehicle of the department of public safety and
17 sold by public auction with the receipts being deposited in the
18 depreciation fund to the credit of the department of public
19 safety, division of state patrol.

20 3. The Iowa law enforcement academy shall provide training
21 for domestic abuse and human trafficking-related issues
22 throughout the state. The training shall be offered at no
23 cost to the attendees and the training shall not replace any
24 existing domestic abuse or human trafficking training offered
25 by the academy.

26 Sec. 7. 2017 Iowa Acts, chapter 167, section 37, is amended
27 to read as follows:

28 SEC. 37. STATE PUBLIC DEFENDER. There is appropriated from
29 the general fund of the state to the office of the state public
30 defender of the department of inspections and appeals for the
31 fiscal year beginning July 1, 2018, and ending June 30, 2019,
32 the following amounts, or so much thereof as is necessary, to
33 be used for the purposes designated:

34 1. For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

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1 equivalent positions:

2	\$	13,091,122
3			<u>26,505,299</u>
4	FTEs	223.00

5 2. For payments on behalf of eligible adults and juveniles
6 from the indigent defense fund, in accordance with section
7 815.11:

8	\$	16,722,224
9			<u>35,144,448</u>

10 Sec. 8. 2017 Iowa Acts, chapter 167, section 38, is amended
11 to read as follows:

12 SEC. 38. BOARD OF PAROLE. There is appropriated from the
13 general fund of the state to the board of parole for the fiscal
14 year beginning July 1, 2018, and ending June 30, 2019, the
15 following amount, or so much thereof as is necessary, to be
16 used for the purposes designated:

17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$	595,866
21			<u>1,221,374</u>
22	FTEs	10.75

23 Sec. 9. 2017 Iowa Acts, chapter 167, section 39, is amended
24 to read as follows:

25 SEC. 39. DEPARTMENT OF PUBLIC DEFENSE.

26 1. There is appropriated from the general fund of the
27 state to the department of public defense, for the fiscal year
28 beginning July 1, 2018, and ending June 30, 2019, the following
29 amounts, or so much thereof as is necessary, to be used for the
30 purposes designated:

31 For salaries, support, maintenance, and miscellaneous
32 purposes, and for not more than the following full-time
33 equivalent positions:

34	\$	3,111,662
35			<u>6,334,961</u>

1 FTEs 248.00

2 2. The department of public defense may temporarily exceed
3 and draw more than the amount appropriated in this section and
4 incur a negative cash balance as long as there are receivables
5 of federal funds equal to or greater than the negative balance
6 and the amount appropriated in this section is not exceeded at
7 the close of the fiscal year.

8 Sec. 10. 2017 Iowa Acts, chapter 167, section 40, is amended
9 to read as follows:

10 SEC. 40. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
11 MANAGEMENT.

12 1. There is appropriated from the general fund of the state
13 to the department of homeland security and emergency management
14 for the fiscal year beginning July 1, 2018, and ending June
15 30, 2019, the following amounts, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$	1,060,964
21		<u>2,123,610</u>
22	FTEs	33.87

23 2. The department of homeland security and emergency
24 management may temporarily exceed and draw more than the amount
25 appropriated in this section and incur a negative cash balance
26 as long as there are receivables of federal funds equal to or
27 greater than the negative balance and the amount appropriated
28 in this section is not exceeded at the close of the fiscal
29 year.

30 Sec. 11. 2017 Iowa Acts, chapter 167, section 41, is amended
31 to read as follows:

32 SEC. 41. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
33 from the general fund of the state to the department of public
34 safety for the fiscal year beginning July 1, 2018, and ending
35 June 30, 2019, the following amounts, or so much thereof as is

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1 necessary, to be used for the purposes designated:

2 1. For the department's administrative functions, including
3 salaries and the adjustment of salaries throughout the
4 department, the criminal justice information system, and for
5 not more than the following full-time equivalent positions:

6	\$	<u>2,071,566</u>
7		<u>6,631,377</u>
8	FTEs	37.00

9 2. For the division of criminal investigation, including
10 the state's contribution to the peace officers' retirement,
11 accident, and disability system provided in chapter 97A in the
12 amount of the state's normal contribution rate, as defined in
13 section 97A.8, multiplied by the salaries for which the moneys
14 are appropriated, to meet federal fund matching requirements,
15 and for not more than the following full-time equivalent
16 positions:

17	\$	<u>6,795,272</u>
18		<u>14,463,083</u>
19	FTEs	<u>160.00</u>
20		<u>162.00</u>

21 a. As a condition of the appropriation in this subsection,
22 the division of criminal investigation shall expend up to
23 \$200,000 to employ 2.0 full-time equivalent positions to assist
24 in expediting the processing and analysis of DNA samples.

25 b. The division of criminal investigation may employ two of
26 the three additional full-time equivalent positions authorized
27 pursuant to this subsection that are in excess of the number
28 of full-time equivalent positions authorized for the previous
29 fiscal year only if the division of criminal investigation
30 receives sufficient federal moneys to maintain employment for
31 the additional 2.00 full-time equivalent positions during the
32 current fiscal year. The division of criminal investigation
33 shall only employ the additional 2.00 full-time equivalent
34 positions in succeeding fiscal years if sufficient federal
35 moneys are received during each of those succeeding fiscal

1 years.

2 3. For the criminalistics laboratory fund created in
3 section 691.9:

4 \$ ~~151,173~~
5 302,345

6 4. a. For the division of narcotics enforcement, including
7 the state's contribution to the peace officers' retirement,
8 accident, and disability system provided in chapter 97A in the
9 amount of the state's normal contribution rate, as defined in
10 section 97A.8, multiplied by the salaries for which the moneys
11 are appropriated, to meet federal fund matching requirements,
12 and for not more than the following full-time equivalent
13 positions:

14 \$ ~~3,726,650~~
15 7,585,873
16 FTEs 66.50

17 The division of narcotics enforcement may employ an
18 additional 1.00 full-time equivalent position authorized
19 pursuant to this lettered paragraph that is in excess of
20 the number of full-time equivalent positions authorized for
21 the previous fiscal year only if the division of narcotics
22 enforcement receives sufficient federal moneys to maintain
23 employment for the additional full-time equivalent position
24 during the current fiscal year. The division of narcotics
25 enforcement shall only employ the additional full-time
26 equivalent position in succeeding fiscal years if sufficient
27 federal moneys are received during each of those succeeding
28 fiscal years.

29 b. For the division of narcotics enforcement for undercover
30 purchases:

31 \$ ~~54,521~~
32 109,042

33 5. For the division of state fire marshal, for fire
34 protection services as provided through the state fire service
35 and emergency response council as created in the department,

1 and for the state's contribution to the peace officers'
 2 retirement, accident, and disability system provided in chapter
 3 97A in the amount of the state's normal contribution rate,
 4 as defined in [section 97A.8](#), multiplied by the salaries for
 5 which the moneys are appropriated, and for not more than the
 6 following full-time equivalent positions:

7	\$	2,343,357
8		<u>4,765,056</u>
9	FTEs	53.00

10 As a condition of receiving the appropriation in this
 11 subsection, the commissioner of the department of public safety
 12 shall appoint the administrator of the fire service training
 13 bureau of the division of state fire marshal as provided in
 14 section 100B.7.

15 6. For the division of state patrol, for salaries, support,
 16 maintenance, workers' compensation costs, and miscellaneous
 17 purposes, including the state's contribution to the peace
 18 officers' retirement, accident, and disability system provided
 19 in [chapter 97A](#) in the amount of the state's normal contribution
 20 rate, as defined in [section 97A.8](#), multiplied by the salaries
 21 for which the moneys are appropriated, and for not more than
 22 the following full-time equivalent positions:

23	\$	30,683,170
24		<u>62,126,287</u>
25	FTEs	511.40

26 It is the intent of the general assembly that members of the
 27 state patrol be assigned to patrol the highways and roads in
 28 lieu of assignments for inspecting school buses for the school
 29 districts.

30 7. For deposit in the sick leave benefits fund established
 31 under [section 80.42](#) for all departmental employees eligible to
 32 receive benefits for accrued sick leave under the collective
 33 bargaining agreement:

34	\$	139,759
35		<u>279,517</u>

1 8. For costs associated with the training and equipment
 2 needs of volunteer fire fighters:
 3 \$ 412,760
 4 825,520

5 a. Notwithstanding section 8.33, moneys appropriated in
 6 this subsection that remain unencumbered or unobligated at the
 7 close of the fiscal year shall not revert but shall remain
 8 available for expenditure only for the purpose designated in
 9 this subsection until the close of the succeeding fiscal year.

10 b. Notwithstanding section 8.39, the department of public
 11 safety may reallocate moneys appropriated in this section
 12 as necessary to best fulfill the needs provided for in the
 13 appropriation. However, the department shall not reallocate
 14 moneys appropriated to the department in this section unless
 15 notice of the reallocation is given to the legislative services
 16 agency and the department of management prior to the effective
 17 date of the reallocation. The notice shall include information
 18 regarding the rationale for reallocating the moneys. The
 19 department shall not reallocate moneys appropriated in this
 20 section for the purpose of eliminating any program.

21 9. For the public safety interoperable and broadband
 22 communications fund established in section 80.44:
 23 \$ 57,831
 24 115,661

25 10. For the office to combat human trafficking established
 26 pursuant to section 80.45 as enacted by 2016 Iowa Acts, chapter
 27 1077, section 1, including salaries, support, maintenance,
 28 miscellaneous purposes, and for not more than the following
 29 full-time equivalent positions:
 30 \$ 75,000
 31 150,000
 32 FTEs 2.00

33 ~~11. For department wide duties, including operations,~~
 34 ~~costs, and miscellaneous purposes:~~
 35 ~~\$ 917,487~~

1 Sec. 12. 2017 Iowa Acts, chapter 167, section 42, is amended
2 to read as follows:

3 SEC. 42. GAMING ENFORCEMENT.

4 1. There is appropriated from the gaming enforcement
5 revolving fund created in [section 80.43](#) to the department of
6 public safety for the fiscal year beginning July 1, 2018, and
7 ending June 30, 2019, the following amount, or so much thereof
8 as is necessary, to be used for the purposes designated:

9 For any direct support costs for agents and officers of
10 the division of criminal investigation's excursion gambling
11 boat, gambling structure, and racetrack enclosure enforcement
12 activities, including salaries, support, maintenance, and
13 miscellaneous purposes, and for not more than the following
14 full-time equivalent positions:
15 \$ ~~4,872,636~~
16 10,239,218
17 FTEs 73.00

18 2. For each additional license to conduct gambling games on
19 an excursion gambling boat, gambling structure, or racetrack
20 enclosure issued during the fiscal year beginning July 1, 2018,
21 there is appropriated from the gaming enforcement fund to the
22 department of public safety for the fiscal year beginning July
23 1, 2018, and ending June 30, 2019, an additional amount of not
24 more than \$300,000 to be used for not more than 3.00 additional
25 full-time equivalent positions.

26 3. The department of public safety, with the approval of the
27 department of management, may employ no more than three special
28 agents for each additional riverboat or gambling structure
29 regulated after July 1, 2018, and three special agents for
30 each racing facility which becomes operational during the
31 fiscal year which begins July 1, 2018. Positions authorized
32 in this subsection are in addition to the full-time equivalent
33 positions otherwise authorized in this section.

34 Sec. 13. 2017 Iowa Acts, chapter 167, section 43, is amended
35 to read as follows:

1 SEC. 43. CIVIL RIGHTS COMMISSION.

2 1. There is appropriated from the general fund of the state
3 to the Iowa state civil rights commission for the fiscal year
4 beginning July 1, 2018, and ending June 30, 2019, the following
5 amount, or so much thereof as is necessary, to be used for the
6 purposes designated:

7 For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10	\$	578,531
11		<u>1,198,266</u>
12	FTEs	30.00

13 2. The Iowa state civil rights commission may enter into
14 a contract with a nonprofit organization to provide legal
15 assistance to resolve civil rights complaints.

16 Sec. 14. 2017 Iowa Acts, chapter 167, section 44, is amended
17 to read as follows:

18 SEC. 44. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

19 1. There is appropriated from the general fund of the state
20 to the criminal and juvenile justice planning division of the
21 department of human rights for the fiscal year beginning July
22 1, 2018, and ending June 30, 2019, the following amount or
23 so much thereof as is necessary, to be used for the purposes
24 designated:

25 For salaries, support, maintenance, and miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:

28	\$	593,917
29		<u>1,209,410</u>
30	FTEs	9.56

31 2. The criminal and juvenile justice planning advisory
32 council and the juvenile justice advisory council shall
33 coordinate their efforts in carrying out their respective
34 duties relative to juvenile justice.

35 Sec. 15. 2017 Iowa Acts, chapter 167, section 45, is amended

1 to read as follows:

2 SEC. 45. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
3 MANAGEMENT. There is appropriated from the ~~E911~~ 911 emergency
4 communications fund created in section 34A.7A to the department
5 of homeland security and emergency management for the fiscal
6 year beginning July 1, 2018, and ending June 30, 2019, the
7 following amount, or so much thereof as is necessary, to be
8 used for the purposes designated:

9 For implementation, support, and maintenance of the
10 functions of the administrator and program manager under
11 chapter 34A and to employ the auditor of the state to perform
12 an annual audit of the ~~E911~~ 911 emergency communications fund:
13 \$ ~~125,000~~
14 250,000

15 Sec. 16. 2017 Iowa Acts, chapter 167, is amended by adding
16 the following new section:

17 NEW SECTION. SEC. 46. CONSUMER EDUCATION AND
18 LITIGATION — FARM MEDIATION AND PROSECUTIONS, APPEALS, AND
19 CLAIMS. Notwithstanding section 714.16C, there is appropriated
20 from the consumer education and litigation fund to the
21 department of justice for the fiscal year beginning July 1,
22 2018, and ending June 30, 2019, the following amount, or so
23 much thereof as is necessary, to be used for the purposes
24 designated:

25 a. For farm mediation services as specified in section
26 13.13, subsection 2:
27 \$ 300,000

28 b. For salaries, support, maintenance, and miscellaneous
29 purposes for criminal prosecutions, criminal appeals, and
30 performing duties pursuant to chapter 669:
31 \$ 1,000,000

32 Sec. 17. Section 13.2, subsection 1, paragraph g, Code 2018,
33 is amended by striking the paragraph.

34 Sec. 18. NEW SECTION. **80.46 Public safety support trust**
35 **fund.**

1 1. A public safety support trust fund is established in
2 the state treasury under the control of the department. The
3 department may receive and accept donations, grants, loans, and
4 contributions in accordance with section 565.3 from any public
5 or private source for deposit into the trust fund. Moneys
6 credited to the trust fund are appropriated to the department
7 for the purpose of supporting the activities of the department.

8 2. Notwithstanding section 8.33, moneys in the trust fund
9 shall not revert. Notwithstanding section 12C.7, subsection
10 2, interest or earnings on moneys deposited in the trust fund
11 shall be credited to the trust fund.

12 Sec. 19. NEW SECTION. 719.9 Use of unmanned aerial vehicle
13 — prohibitions.

14 1. As used in this section:

15 a. "*Facility*" means a county jail, municipal holding
16 facility, secure facility for the detention or custody
17 of juveniles, community-based correctional facility, or
18 institution under the management of the department of
19 corrections.

20 b. "*Unmanned aerial vehicle*" means a vehicle or device
21 that uses aerodynamic forces to achieve flight and is piloted
22 remotely.

23 2. A person shall not operate an unmanned aerial vehicle
24 knowing that the unmanned aerial vehicle is operating in, on,
25 or above a facility and any contiguous real property comprising
26 the surrounding grounds of the facility, unless the unmanned
27 aerial vehicle is operated by a law enforcement agency or the
28 person has permission from the authority in charge of the
29 facility to operate an unmanned aerial vehicle in, on, or above
30 such facility.

31 3. This section does not apply to an unmanned aerial
32 vehicle while operating for commercial use in compliance with
33 federal aviation administration regulations, authorizations,
34 or exemptions.

35 4. A person who violates this section commits a class "D"

1 felony.

2 Sec. 20. Section 904.310A, Code 2018, is amended by striking
3 the section and inserting in lieu thereof the following:

4 **904.310A Information or materials — distribution.**

5 1. Funds appropriated to the department or other funds made
6 available to the department shall not be used to distribute
7 or make available any commercially published information or
8 material to an inmate when such information or material is
9 sexually explicit or features nudity.

10 2. The department shall adopt rules pursuant to chapter 17A
11 to administer this section.

12 Sec. 21. EFFECTIVE DATE. The following, being deemed of
13 immediate importance, takes effect upon enactment:

14 The portion of this Act amending 2017 Iowa Acts, chapter 167,
15 section 31, prohibiting the utilization of the public safety
16 assessment in pretrial hearings.>

17 2. Title page, line 1, by striking <system> and inserting
18 <system, and including effective date provisions>

MARK CHELGREN